

Docket No: MJ0729  
19400/09003

1617  
JL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Schade, Deborah A. et al. ) Examiner: Shengjun Wang  
Serial No: 09/381,484 ) Art Unit: 1617  
Filed: February 28, 2000 ) Deposit Account: 50-2548  
Title: Use of Dōcosahexaenoic Acid )  
and Arachidonic Acid Enhancing )  
the Growth of Preterm Infants )

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
TRANSMITTAL LETTER

Mail Stop DD  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R 1.56, 1.97 and 1.98, applicant is submitting the art shown on the attached list for consideration by the Examiner. The art is an English translation of a previously submitted reference. By submitting such items, applicant is not admitting that such items are prior art. Notation that the items have been considered is respectfully requested.

This Information Disclosure Statement is accompanied by the fee set forth in 37 C.F.R. § 1.17(p), as required by 37 C.F.R. § 1.97(d)(2).

The Examiner is encouraged to contact the undersigned at his convenience should there be any questions regarding this matter or should he require any additional information.

Please charge any fees required or deposit any overpayment to Deposit Account No. 50-2548.

Respectfully requested,

NELSON MULLINS RILEY & SCARBOROUGH

Robert S. Thomas  
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February 3, 2004

Date

02/10/2004 DEMMANU1 00000042 09381484

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 180.00)

## Complete if Known

Application Number	09/381,484
Filing Date	February 28, 2000
First Named Inventor	Schade, Deborah A.
Examiner Name	Shengjun Wang
Art Unit	1617
Attorney Docket No.	MJ0729 (19400/09003)

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None
 Deposit Account:

Deposit Account Number	50-2548
Deposit Account Name	Nelson Mullins Riley & .

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	=
Multiple Dependent	- 3** =	X	=

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		

\*\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

## Large Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	180.00
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify) _____			
*Reduced by Basic Filing Fee Paid		SUBTOTAL (3) (\$)	180.00

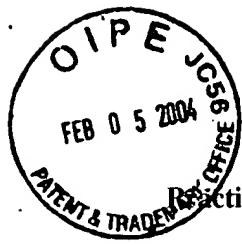
(Complete if applicable)

Name (Print/Type)	Robert S. Thomas	Registration No. (Attorney/Agent)	52,587	Telephone	864 250-2298
Signature					
Date	February 3, 2004				

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Practitioner's Docket No. MJ0729 (19400/09003)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Schade, Deborah A. et al.

Application No.: 09/381,484

Group No.: 1617

Filed: February 28, 2000

Examiner: Shengjun Wang

For: Use of Docosahexaenoic Acid and Arachidonic Acid Enhancing the Growth of Preterm Infants

**Mail Stop DD**  
Commissioner for Patents  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that the attached correspondence comprising:

1. Information Disclosure Statement Transmittal Letter (1 page)
2. Information Disclosure Citation (1 page)
3. Fee Transmittal (1 page)
4. References Cited (1 each)
5. Check No. 23988 in the amount of \$180.00
6. Return postcard (1 page)

are being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

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on February 3, 2004.

Elizabeth S. Chesterman

  
Signature of person mailing paper

FEB 05 2004

O I P E  
P A T E N T & T R A D E M A R K C O M M I S S I O N

Form PTO-1449 <b>SUPPLEMENTAL INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b> <i>(Use several sheets if necessary)</i>			Docket Number Optional MJ0729 (19400/09003)		Application Number 09/381,484		
			Applicant Schade, Deborah A. et al.		Filing Date February 28, 2000		
			Examiner Shengjun Wang		Group Art Unit 1617		
<b>U.S. PATENT DOCUMENTS</b>							
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
<b>FOREIGN PATENT DOCUMENTS</b>							
	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	Translation	
	EP 0231904	12.08.87	Schweikhardt et al.	A23D	5/00	X	
<b>OTHER DOCUMENTS</b> <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>							
EXAMINER			DATE CONSIDERED				

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.